

## **REMARKS/ARGUMENTS**

In the Office Action mailed February 26, 2009, claims 5 and 11 are rejected and claims 2 – 4, 6 – 10, and 12 are allowed. In response, Applicants propose canceling claims 5 and 11. Applicants respectfully request that the proposed amendment be entered to put the claims in condition for allowance. Applicants hereby requests reconsideration of the application in view of the proposed amendment and the below-provided remarks.

No claims are amended or added.

### **Allowable Subject Matter**

Applicants appreciate the Examiner's review of and determination that claims 2 – 4, 6 – 10, and 12 recite allowable subject matter.

### **Claim Rejections under 35 U.S.C. 102**

Claims 5 and 11 appear to be rejected under 35 U.S.C. 102(b) as being anticipated by Okada (JP411164226A). Applicants have canceled claims 5 and 11, thereby rendering the rejection moot.

## **CONCLUSION**

Generally, in this Amendment and Response, Applicants have not raised all possible grounds for (a) traversing the rejections of the Action or (b) patentably distinguishing any new claims (i.e., over the Cited References or otherwise). Applicants however, reserve the right to explicate and expand on any ground already raised and/or to raise other grounds for traversing and/or for distinguishing, including, without limitation, by explaining and/or distinguishing the subject matter of the Application and/or any cited reference at a later time (e.g., in the event that this Application does not proceed to issue with the claims as herein amended, or in the context of a continuing application).

Applicants submit that nothing herein is, or should be deemed to be, a disclaimer of any

rights, acquiescence in any rejection, or a waiver of any arguments that might have been raised but were not raised herein, or otherwise in the prosecution of this Application, whether as to the original claims or as to any of the new claims, or otherwise. Without limiting the generality of the foregoing, Applicants reserve the right to reintroduce one or more of the original claims in original form or otherwise so as to claim the subject matter of those claims, both/either at a later time in prosecuting this Application or in the context of a continuing application.

Applicants respectfully requests reconsideration of the claims in view of the proposed amendments and the remarks made herein. A notice of allowance is earnestly solicited.

At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **50-4019** pursuant to 37 C.F.R. 1.25. Additionally, please charge any fees to Deposit Account **50-4019** under 37 C.F.R. 1.16, 1.17, 1.19, 1.20 and 1.21.

Respectfully submitted,

/mark a. wilson/

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